



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2643  
141  
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Technology Center 2600

In Re the Application of:

MILLER et al.

Serial No.: 10/082,988

Filed: February 26, 2002

Confirmation No.: 7053

Atty. File No.: 45568-00210

For: "FREQUENCY RESPONSE  
EQUALIZATION SYSTEM FOR  
HEARING AID MICROPHONES"

) Group Art Unit: 2643

) Examiner: NI, Suhan

) **AMENDMENT AND RESPONSE**

CERTIFICATE OF MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>November 16, 2004</u>	
MARSH FISCHMANN & BREYFOGLE LLP	
BY: <u>Bobbie D. Simon</u>	

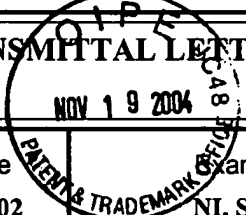
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a mailing date of July 22, 2004. Enclosed herewith is a petition for a one-month extension of time, thereby extending the time period for response from October 22, 2004 to November 22, 2004, as well as a check in the amount of \$55.00 as the fee for such extension. Please credit any overpayment or charge any underpayment to Deposit Account No. 50-1419.

Please amend the above-identified patent application as follows:

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. 45568-00210	
Applicant(s): MILLER, et al.					



Application No. 10/082,988	Filing Date Feb. 26, 2002	Examiner NI, Suhan	Customer No. 25231	Group Art Unit 2643	Confirmation No. 7053
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Invention:

**FREQUENCY RESPONSE EQUALIZATION SYSTEM FOR HEARING AID MICROPHONES**

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

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CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	42 -	47 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	5 -	5 =	0 x	\$44.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>

☒ No additional fee is required for amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_

☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.

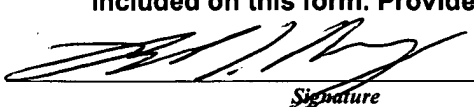
☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1419

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☐ Any patent application processing fees under 37 CFR 1.17.

☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**



*Signature*

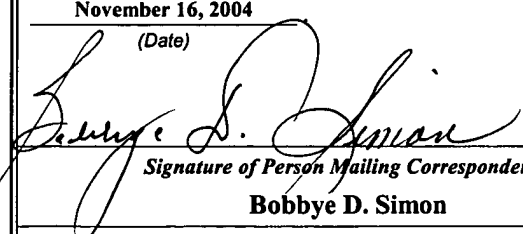
Russell T. Manning, Esq.  
Registration No. 51,260  
**MARSH FISCHMANN & BREYFOGLE LLP**  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
(720)562-5502

Dated: November 16, 2004

CC:

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on November 16, 2004

(Date)



*Signature of Person Mailing Correspondence*  
**Bobby D. Simon**

*Typed or Printed Name of Person Mailing Correspondence*